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7 *Attorneys for Plaintiff Wells Fargo*  
*Bank, N.A., as Trustee, on behalf of*  
8 *The holders of Structured Asset*  
*Mortgage Investment II, Inc., Bear*  
9 *Stearns Mortgage Funding, Trust*  
10 *2007-AR5, Mortgage Pass-Through*  
*Certificates, Series 2007-AR5*

11 UNITED STATES DISTRICT COURT

12 DISTRICT OF NEVADA

13 WELLS FARGO BANK, N.A., AS  
14 TRUSTEE, ON BEHALF OF THE  
15 HOLDERS OF STRUCTURED ASSET  
16 MORTGAGE INVESTMENTS II, INC.,  
17 BEAR STEARNS MORTGAGE  
FUNDING, TRUST 2007-AR5,  
18 MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2007-AR5,

19 Plaintiff,

20 vs.

21 SFR INVESTMENTS POOL 1, LLC, a  
22 Nevada limited liability corporation;  
SILVERSTONE RANCH COMMUNITY  
ASSOCIATION, a Nevada non-profit  
corporation,

23 Defendants.

24 SILVERSTONE RANCH COMMUNITY  
ASSOCIATION,

25 Third-Party Plaintiff,

26 vs.

27 HAMPTON & HAMPTON  
COLLECTIONS, LLC,

28 Third-Party Defendant.

CASE NO. 2:16-CV-02726-RFB-NJK

PLAINTIFF'S MOTION TO EXPAND  
SCOPE OF DISCOVERY DURING  
EXTENDED DISCOVERY PERIOD

(FIRST REQUEST)

1 SFR INVESTMENTS POOL 1, LLC, a  
2 Nevada limited liability corporation,

3 Counter/Cross Claimant,

4 vs.

5 WELLS FARGO BANK, N.A., AS  
6 TRUSTEE, ON BEHALF OF THE  
7 HOLDERS OF STRUCTURED ASSET  
8 MORTGAGE INVESTMENTS II, INC.,  
9 BEAR STEARNS MORTGAGE  
10 FUNDING, TRUST 2007-AR5,  
11 MORTGAGE PASS-THROUGH  
12 CERTIFICATES, SERIES 2007-AR5;  
13 REAL TIME RESOLUTIONS, INC.;  
14 EDWARD RIVERA, an individual;  
15 RACHELLE RIVERA, an individual,

16 Counter/Cross Defendants.

17 Plaintiff/Counter Defendant Wells Fargo Bank, N.A., as Trustee, on Behalf of  
18 the Holders of Structured Asset Mortgage Investments II, Inc., Bear Stearns  
19 Mortgage Funding, Trust 2007-AR5, Mortgage Pass-Through Certificates, Series  
20 2007-AR5 ("Trustee"), respectfully requests that the Court expand the scope of  
21 permissible discovery during the extended discovery period to allow the Trustee to  
22 complete the deposition of Hampton & Hampton Collections, LLC.

23 **GROUND FOR MOTION**

24 On September 18, 2017, the Court extended the discovery cutoff deadline to  
25 October 19, 2017 (the "Order"). (ECF No. 53). In that same Order, the Court  
26 limited the extended discovery to completion of the Rule 30(b)(6) depositions of SFR  
27 Investments Pool 1, LLC and of the Trustee.

28 On August 22, 2017, the Trustee served Hampton & Hampton Collections,  
LLC ("Hampton") with a Subpoena to appear at a deposition on September 15, 2017  
at 2:00 p.m. at the offices of Ballard Spahr LLP. See attached Affidavit of  
Subpoena. No representative or counsel for Hampton appeared for the deposition  
on September 15. It appears that Hampton had double-booked a deposition for the

1 same date and time and failed to notify counsel for the Trustee. Counsel for the  
2 Trustee was in the process of re-scheduling the deposition, and moving for extension  
3 of the discovery deadline, when the Court entered its Order.

4 The Trustee respectfully requests that the Court amend the Order to permit  
5 the Trustee to complete the deposition of a Rule 30(b)(6) representative of Hampton  
6 by the current October 19, 2017 discovery deadline set by the Court in the Order.  
7 The Trustee has and will continue to contact counsel for Hampton to schedule the  
8 deposition on or before October 19, 2017.

9 This is the Trustee's first request to extend the discovery period. This  
10 request will not prejudice any party since the Court has already extended the  
11 discovery period in order to complete two other depositions. The deposition of  
12 Hampton was properly scheduled within the original discovery period, and  
13 Hampton was served with a subpoena to appear at the deposition. The Trustee's  
14 request is limited to completing this single additional deposition.

15 Dated: this 19<sup>th</sup> day of September, 2017.

16 BALLARD SPAHR LLP

17 By: /s/ Sylvia O. Semper  
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23 *Attorneys for Plaintiff*

24 IT IS SO ORDERED.

25 Dated: September 20, 2017

26   
United States Magistrate Judge